

PREVAILED

Roll Call No. \_\_\_\_\_

FAILED

Ayes \_\_\_\_\_

WITHDRAWN

Noes \_\_\_\_\_

RULED OUT OF ORDER

## HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that House Bill 1125 be amended to read as follows:

- 1 Page 2, between lines 20 and 21, begin a new paragraph and insert:
- 2 "SECTION 3. [EFFECTIVE UPON PASSAGE] (a) As used in this
- 3 SECTION, "eligible district" means a fire protection district
- 4 established under IC 36-8-11:
- 5 (1) that expanded its territory after 1998; and
- 6 (2) for which the quotient of:
- 7 (A) the taxable assessed value of all tangible property in
- 8 the district for the assessment date (as defined in
- 9 IC 6-1.1-1-2) in 2004; divided by
- 10 (B) subject to subsection (b), the taxable assessed value of
- 11 all tangible property in the district for the assessment date
- 12 (as defined in IC 6-1.1-1-2) in 1999;
- 13 is at least one and one-half (1.5).
- 14 (b) To account for the change in the definition of "assessed
- 15 value" reflected in IC 6-1.1-1-3(a)(1) and IC 6-1.1-1-3(a)(2), the
- 16 taxable assessed value to be used for purposes of subsection
- 17 (a)(2)(B) is the product of:
- 18 (1) the actual taxable assessed value; multiplied by
- 19 (2) three (3).
- 20 (c) An eligible district may, before December 31, 2008, appeal
- 21 to the department of local government finance for relief from the
- 22 levy limitations imposed by IC 6-1.1-18.5 for property taxes first
- 23 due and payable in 2009. In the appeal, the district must:
- 24 (1) state that the district will be unable to carry out the

1           governmental functions committed to the district by law  
2           unless the appeal is approved; and

3           (2) present evidence that the district is an eligible district.

4           (d) The maximum increase in an eligible district's levy allowed  
5           under this SECTION is two hundred twenty-five thousand dollars  
6           (\$225,000).

7           (e) The department of local government finance shall process  
8           the appeal in the same manner that the department processes  
9           appeals under IC 6-1.1-18.5-12.

10          (f) For purposes of computing an eligible district's ad valorem  
11          property tax levy for taxes first due and payable in 2010, the  
12          district's maximum permissible ad valorem property tax levy for  
13          property taxes first due and payable in 2009 under STEP ONE of  
14          IC 6-1.1-18.5-3(a) or STEP ONE of IC 6-1.1-18.5-3(b) includes the  
15          amount of any increase in the district's levy approved under this  
16          SECTION for property taxes first due and payable in 2009.

17          (g) This SECTION expires January 1, 2011."

18          Renumber all SECTIONS consecutively.

        (Reference is to HB 1125 as printed January 17, 2008.)

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Representative Goodin